

MICHAEL A. SIRAGUSA
COUNTY ATTORNEY

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DEPARTMENT OF LAW

JEREMY C. TOTH
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May 13, 2014

Dana Ellwood, Deputy Clerk
United State Court of Appeals
Second Circuit
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, New York 10007

**Re: New York State Rifle and Pistol Association, Inc., et al v
Andrew Cuomo, et al.
Case No.: 14-0036 (cv)**

Ms. Ellwood:

Please be advised that Frank A. Sedita III, District Attorney of Erie County is no longer a defendant in the above captioned case, and has not been since this case was pending in the United States District Court, Western District of New York. As such, no appearance will be made by him in this matter. In addition, I respectfully request that his name be removed from the caption, and as a party to this matter.

Very truly yours,

MICHAEL A. SIRAGUSA
Erie County Attorney, Attorney for Frank A.
Sedita III, Erie County District Attorney

By: /s/ **Shawn P. Hennessy**
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SPH/dbm
Enclosure